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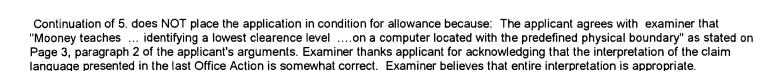
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/836,952	04/17/2001	Mehrban Jam	10005248-1	6956
75	7590 01/05/2004			INER
	ACKARD COMPANY	EHICHIOYA, FRED I		
Intellectual Property Administration P.O. Box 272400			ART UNIT	PAPER NUMBER
Fort Collins, C	O 80527-2400		2172	
			DATE MAILED: 01/05/200-	4

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action	09/836,952	JAM, MEHRBAN	/				
navicory nauon	Examiner	Art Unit					
	Fred I. Ehichioya	2172					
The MAILING DATE of this communication appe	ars on the cover sheet with the c	correspondence add	ress				
THE REPLY FILED 22 December 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may <u>only</u> be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.							
PERIOD FOR REPLY [check either a) or b)]							
a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
1. A Notice of Appeal was filed on Appellant's 37 CFR 1.192(a), or any extension thereof (37 CF	R 1.191(d)), to avoid dismissal						
2. The proposed amendment(s) will not be entered b							
(a) they raise new issues that would require furth		(see NOTE below);					
(b) they raise the issue of new matter (see Note I	•						
(c) ☐ they are not deemed to place the application issues for appeal; and/or	in better form for appeal by mat	terially reducing or	simplifying the				
(d) they present additional claims without cancel NOTE:	ling a corresponding number of	finally rejected clai	ms.				
3. Applicant's reply has overcome the following rejection	ction(s):						
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a s	separate, timely file	d amendment				
5.⊠ The a)□ affidavit, b)□ exhibit, or c)⊠ request for application in condition for allowance because: See		sidered but does No	OT place the				
6. The affidavit or exhibit will NOT be considered be raised by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which we	ere newly				
For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.							
The status of the claim(s) is (or will be) as follows:							
Claim(s) allowed:							
Claim(s) objected to:							
Claim(s) rejected: 1-26							
Claim(s) withdrawn from consideration:							
8.☐ The drawing correction filed on is a)☐ app	proved or b)□ disapproved by	the Examiner.	1 1				
.☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s) O.☐ Other:							
ALFÖRD KINDRED							
		PRIMARY EXA					

Application No.

Applicant(s)



However, examiner disagrees with the applicant that "Mooney evaluates clearance levels one user at a time" as stated on page 3, paragraph 3 of the applicant's argument. Mooney supports clearrance levels for multiple users at time as disclosed on column 6, lines 61 - 67. Rachabathuni also supports the identification and registeration of multiple user at a time. Rachabathuni supports this as disclosed in Figs. 9 and 13; column 6, lines 45 - 67 and column 8, lines 7 - 67; these figures, columns and lines shows proximity alert and location identification to register locations and identities of multiple users through wireless beacon at the same time.

Test for combining references is not what individual references themselves suggest but rather what the combination of disclosures taken as a whole would suggest to one of ordinary skill in the art. In re McLaughlin, 170 USPQ 209 (CCPA 1971). Therefore, It would have been obvious to one of ordinary skill in the art at the time the invention was made that the combination of Rachabathuni and Mooney fairly suggest evaluating clearance levels for multiple users at a time.